

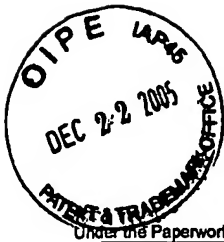
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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)		Docket Number (Optional) 37356-195205
<div style="display: flex; justify-content: space-between;"><div style="width: 45%;"><p>First named inventor: Webb, Michael C</p><p>Application No.: 10/804,139</p><p>Filed: 03/19/2004</p><p>Title: Ball and Socket Breakaway Fitting</p><p>Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 FAX (703) 872-9306</p></div><div style="width: 45%; text-align: right;"><p>Art Unit: 3751</p><p>Examiner: Maust, Timothy Lewis</p><p>Adjustment date: 02/24/2006 CKHLOK 12/23/2005 JADD01 00000028 10804139 01 FC:2453 -750.00 OP</p><p>Adjustment date: 02/24/2006 CKHLOK 12/23/2005 JADD01 00000028 10804139 02 FC:2814 -65.00 OP</p></div></div> <div style="display: flex; justify-content: space-between; margin-top: 20px;"><div style="width: 45%;"><p>NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.</p><p>The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.</p><p style="text-align: center;">APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION</p><p>NOTE: A grantable petition requires the following items:</p><ul style="list-style-type: none">(1) Petition fee;(2) Reply and/or issue fee;(3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and(4) Statement that the entire delay was unintentional.<p>1. Petition fee</p><p><input checked="" type="checkbox"/> Small entity-fee \$ 750.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.</p><p><input type="checkbox"/> Other than small entity - fee \$ _____ (37 CFR 1.17(m))</p><p>2. Reply and/or fee</p><p>A. The reply and/or fee to the above-noted Office action in the form of <u>Continuation Application, Preliminary Amendment, and IDS</u> (identify type of reply):</p><p><input type="checkbox"/> has been filed previously on _____</p><p><input checked="" type="checkbox"/> is enclosed herewith.</p><p style="text-align: right;">12/23/2005 JADD01 00000028 10804139</p><p>B. The issue fee and publication fee (if applicable) of \$ <u>01 FC:2453</u> 750.00 01</p><p><input type="checkbox"/> has been paid previously on _____</p><p><input type="checkbox"/> is enclosed herewith.</p></div><div style="width: 10%; text-align: center; font-size: small;"><p>Refund-Ref: 02/24/2006 CKHLOK 0000150356</p><p>CHECK Refund Total: \$750.00</p><p>Refund-Ref: 02/24/2006 CKHLOK 0000150358</p></div><div style="width: 45%; text-align: right; font-size: small;"><p>CHECK Refund Total: \$65.00</p></div></div>		

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This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



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3. Terminal disclaimer with disclaimer fee

- ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☒ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ 65.00 for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

[Signature] _____
Signature
22
December 20, 2005
Date

Joseph R. DeMaster, Jr. _____
Typed or printed name
38,123
Registration Number, if applicable

Drinker Biddle & Reath, LLP _____
Address
(202) 842-8879
Telephone Number

1500 K Street, N.W., Suite 1100, Washington, D.C. 20005-1209
Address

- Enclosures: ☐ Fee Payment
☐ Reply
☒ Terminal Disclaimer Form
☒ Additional sheets containing statements establishing unintentional delay
☒ Other: Continuation Application, Preliminary Amendment, and IDS

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

☐ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (703) 872-9306.

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Typed or printed name of person signing certificate

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND											
1 Date of Request: <u>2-22-06</u>		2 Serial/Patent # <u>10/804139</u>									
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT							
	Filing			\$							
	Amendment			\$							
	Extension of Time			\$							
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	Petition		12-22-05	\$ 750							
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	Cert of Correction/Terminal Disc.		12-25-05	\$ 65							
	Maintenance			\$							
	Assignment			\$							
	Other			\$							
			7 TOTAL AMOUNT OF REFUND		\$ 815						
			8 TO BE REFUNDED BY: <u>EAT</u>								
			Treasury Check								
			Credit Deposit A/C #:								
			9 <table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td></tr></table>								
10 REASON:											
	Overpayment										
	Duplicate Payment										
	No Fee Due (Explanation):										
Petition dismissed as moot.											
11 REFUND REQUESTED BY:											
TYPED/PRINTED NAME: <u>Karen Creag</u>			TITLE: <u>Retr. Exmr.</u>								
SIGNATURE: <u>Karen Creag</u>			PHONE: <u>2-3208</u>								
OFFICE: <u>SAC for Patents</u>											
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APPROVED: <u>[Signature]</u>			DATE: <u>2/24/06</u>								

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

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Crystal Park One, Room 802B